ORDINANCE NO. 6

SERIES 1953.

AN ORDINANCE DEFINING, REGULATING AND PROHIBITING VAGRANCY, PROVIDING A PENALTY THEREFOR AND DECLARING AN EMERGENCY:

THE PEOPLE OF THE CITY OF ELGIN DO ORDAIN AS FOLLOWS:

Section 1. It shall be unlawful for any person to be or become a vagrant.

Section 2. A vagrant is defined as:

(a) Any idle or dissolute person without visible lawful means of living or lawful occupation who has an ability to work, but who does not seek employment or refuses to labor when employment is offered.

(b) Any person who being in or on any public way or place within the incorporated limits of the City of Elgin shall in any manner or by any means, method or devise whatsoever, beg or solicit or accept alms or charity; or any person whose diseased or crippled condition appeals to sympathy and who for the purpose of inducing the giving of alms or charity placing himself or herself in a position to attract attention in or upon or adjacent to any public way or place or who passes upon any public way or place calling attention by sign, or act, or look, or word, or jesture to his or her diseased or crippled condition; or any vendor of merchandise, or entertainment, or personal services who without a valid license or permit so to do shall sell or solicit, or offer to expose for sale or exchange or as a gift, any article of entertainment or service or anything whatsoever as an inducement to the giving of alms or charities; or any person who with intent to defraud shall make or draw or utter or deliver any check, draft or order for the payment of money upon any bank or other depository knowing at the time of such making, drawing or uttering or delivering to the maker or drawer has not sufficient funds in or credited with such bank or other depositor for the payment of such check, draft or order in full upon it's presentation.

(c) Any person who habitually roams about from place to place without any lawful business.

(d) Any person who having no lawful occupation habitually loiters around any railway depot, bus depot, banking institution, place of amusement, public card room, public billiard room, beer tavern, soft drink establishment, street corner or crowded thoroughfare.

(e) Any person who wanders about the streets at late or unusual hours of the night without any visible or lawful business.

(f) Any person who without permission of the owner or the person in the lawful possession, lodges in any barn, shed, shop, outhouse, railroad car, or other place which is not designed or intended for lodging purposes.

(g) Any person commonly known as a panderer or pimp.

(h) Any person who frequents or who stays in or about a house of ill fame.

(i) Any person who is an habitual user of cocaine, opium, morphine, codine, heroin, alphaeucaine, betaeucaine, cannabis india, (Marihuana) cannabis sativa (Marihuana), sometimes known as Indian

Hemp, or chloral hydrate or any of the salts, derivatives or compounds of the foregoing substances or any preparation or compound contained in or containing any of the foregoing substances or their salts, derivatives or compounds.

Section 3. Any person violating any of the provisions of this Ordinance shall, upon conviction thereof, be punished by a fine of not more than One Hundred Dollars ($100.00), or by imprisonment in the City Jail for a term of not more than twenty (20) days.

Section 4. That inasmuch as the Ordinances of the city of Elgin are incomplete and fail to regulate and prescribe punishment for violation of such regulations relative to vagrancy, it is therefore necessary forthe preservation of the peace and welfare of said city that this ordinance take effect immediately and an emergency is therefore declared to exist, and this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor and posting as required by the Charter of said City.

PASSED this 5th day of August,1953, by five councilmen voting therefor.

APPROVED this 5th day of August, 1953.

Rex C. Rawlett
Mayor

Attest:

A P Miller
City Recorder

STATE OF OREGON)
: ss
County of Union)

I, the undersigned, A.P.MILLER, hereby certify that I am the duly elected, qualified and acting City Recorder of the City of Elgin, Union County, Oregon; that I have compared the foregoing copy of Ordinance No. 6, Series 1953, of said city, with the original thereof in my custody and on file in my office, and that the same is a correct transcript therefrom and of the whole of such original.

WITNESS my hand this 7th day of August,1953.

A P Miller
City Recorder of the City of
Elgin, Oregon